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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/880,106	06/12/2001	Tim Allen	ALTRP064	3098

22434 7590 04/05/2004  
BEYER WEAVER & THOMAS LLP  
P.O. BOX 778  
BERKELEY, CA 94704-0778

EXAMINER

SIEK, VUTHE

ART UNIT PAPER NUMBER

2825

DATE MAILED: 04/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

09/880,106

**Applicant(s)**

ALLEN ET AL.

**Examiner**

Vuthe Siek

**Art Unit**

2825

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-93 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 1-93 are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____.  |

**DETAILED ACTION**

1. This office action is in response to application 09/880,106 filed on 06/12/2001.

Claims 1-93 remain pending in the application.

***Election/Restriction***

2. Restriction to one of the following inventions is required under 35 U.S.C. § 121:

I. Claims 1-31, drawn to a method/system/a computer program product for implementing a programmable chip comprising identifying first parameter information, identifying second parameter information, and generating a logic description for the programmable chip, classified in Class 716, subclass 18.

II. Claims 32-41, drawn to a method/system for providing module information for download onto a programmable chip comprising displaying a wizard, spawning a subwizard and providing first and second module information for downloading on the programmable chip, classified in Class 716, subclass 18.

III. Claims 42-53, drawn to a method for implementing a programmable chip comprising identifying first port information, identifying second port information, and generating a peripheral bus module for interconnections on the programmable chip, classified in Class 716, subclass 12.

IV. Claims 54-72, drawn to a method for implementing a custom peripheral on a programmable logic device comprising receiving first information, receiving second information, and generating a logic description for custom peripheral on the programmable chip, classified in Class 716, subclass 18.

**V.** Claims 73-87, drawn to a method for implementing a device driver logic on a programmable chip device comprising generating a logic description, and implementing the logic description on the programmable logic device without any software device driver, classifying in Class 716, subclass 1.

**VI.** Claims 88-93, drawn to a method/system for generating HDL from a general purpose programmable language to implement a programmable chip comprising identifying first parameter information, identifying second parameter information, and generating HDL from program code, classified in Class 716, subclass 3.

Inventions **I, II, III, IV, V and VI** are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case each invention has separate utility such as the invention I generating a logic description that could be different from HDL as in the invention VI; the invention II downloads module information using a wizard and a subwizard; the invention III interconnects between the core and peripheral on the chip; the invention IV generates custom logic description; and the invention V implementing the logic description without any software device driver. See **MPEP § 806.05(d)**.

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification and/or the search required for each group is different, restriction for examination purposes as indicated is proper.

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4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Applicant is advised that the response to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed.

Applicant is reminded that the required for response to this requirement is 30 **days, not one month.**

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***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vuthe Siek whose telephone number is (571) 272-1906. The examiner can normally be reached on M-F (6:30-4:00) 2nd Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Smith can be reached on (571) 272-1907. The fax phone numbers for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1782.

Vuthe Siek  
March 25, 2004



VUTHE SIEK  
PRIMARY EXAMINER